

THE WEEKLY WAIL

Another Complaint Against America's Tariff

DISCRIMINATION CHARGED

Germany's Status as a Maker and Exporter of Sugar

Claimed to be the same as that of France, Belgium and Holland Against Whose Products the Duty is Not Levied.

Berlin, Nov. 6.—The Magdeburg Zeitung, the leading organ of the German sugar manufacturers, complains bitterly of the "unjust treatment" by the United States in imposing import duties on German sugar.

It claims German sugar is differentiated against in favor of French, Belgian and Dutch sugar, which countries the paper continues, openly grant export bounties as Germany does.

BIG HORN SOUTHERN RAILWAY.

It Has Been Bought by the Burlington Road.

Helena, Mont., Nov. 6.—The Chicago, Burlington & Quincy Railroad company has bought the Big Horn Southern railway, which runs from Billings, 150 miles to the Wyoming border. The sale was clinched today at a meeting of the directors of the Big Horn company and the property will change hands at once.

The road was projected five years ago by ex-United States Senator Wilbur of Sanders, and other Montana men, but has been operated under a lease by the Burlington since then, the latter road having helped to build it. The steps preliminary to the transfer were taken at a meeting of the directors of the Burlington in Chicago, August 19 last, and a meeting of the directors of the Big Horn Southern in Omaha the same day.

A LARGE SHIP FOUNDERED

Bits of Wreckage Floating on the Atlantic Ocean.

Boston, Nov. 6.—The bark Gazelle has arrived from Para and Barbadoes, and Captain Green reported that last Saturday when 180 miles south of South Shoal lightship he fell in with an immense amount of wreckage, apparently marking the spot where some large English vessel had foundered.

The wreckage included a portion of the vessel's deck with knees attached, main ribs and stanchions, planking and pieces of deckhouse, besides the side of a boat upon which was plainly visible the word "London." There were also about ten packages of pitch pine deals in the midst of the wreckage, but no spars or rigging wire in sight.

Judging from the decks and wreckage passed it is probable that the vessel would carry about twenty-five men.

HAYTI HAS APOLOGIZED.

And the Imperial Dignity of Germany Is Appeased.

Berlin, Nov. 6.—The Berlin Post states that the difficulty which recently arose between Count Schöerlin, the German minister to the republic of Hayti, and President Simon Sam, over the arrest of a German subject named Linders, has been already closed "in a manner consistent with the dignity of Germany."

The story of a proposed naval demonstration in Haytian waters is, the Post asserts, an exaggeration and grows out of the coincidence of the arrival of three German training ships at Port au Prince.

HELD UP A CHAIR CAR.

Bold Deed of Masked Robbers on the Wabash.

Litchfield, Ill., Nov. 6.—Last night as the Buffalo, New York & Boston limited on the Wabash, due here at 9:45 o'clock, pulled out, two men without masks boarded the chair car and at the point of cocked revolvers demanded the passengers to give up their valuables.

After going through the car, which was done at a lively rate, the robbers pulled the bell cord and as the train stopped the robbers got off, running up Third street, and disappeared. The robbers got between \$70 and \$80 and a gold watch.

FATAL KICK.

A Missouri Farmer Met His Death Unexpectedly.

Mount City, Mo., Nov. 6.—A most lamentable death occurred near this city yesterday, a young farmer named John Martin, living seven miles north of here, being the victim.

Martin went to his pasture to catch a horse to ride. The animal was somewhat fiery, and as Martin approached, it kicked him directly over the heart.

Martin gave one or two gasps and fell dead.

BURIED BENEATH A HOUSE.

Vienna, Cal., Nov. 6.—The house of Bud Dooley, a farmer living southwest of here three miles, fell down, killing himself and a man named Parks and all of his children.

PROGRESS OF THE FEVER.

New Orleans, Nov. 6.—At 1 o'clock this afternoon the official record of the yellow fever situation was eight new cases and four deaths.

A HUNTING ACCIDENT

Salina, Kan., Nov. 6.—While hunting, Hans Johnson was fatally shot by the accidental discharge of a gun carried by his son, John, aged 19.

WHEAT.

Chicago, Nov. 6.—December wheat closed at 94; May at 91 3/4 @ 91 1/2.

A SILK SHIPMENT.

San Francisco, Nov. 6.—One of the largest consignments of raw silk ever brought to this port arrived this morning by the steamer Capito from Yokohama via Honolulu. It consisted of 2,657 bales and is to be shipped to New York.

THE SEAL TREATY.

The Agreement Between Russia, the United States and Japan Signed.

Washington, No. 6.—The convention between the United States, Russia and Japan looking to a joint protection of seals was signed at the state department today at 12:15 p. m. It will require the ratification of the senate to become effective.

The text of the treaty will not be given out by the state department until final ratifications are exchanged, as the document must go to the senate for its approval. Custom requires that it be withheld from publication in this manner.

It is said, however, by those concerned that the general purpose of the treaty has been already outlined in the press and it is likely that the only further interest is as to the exact nature of the additional restrictions to be imposed upon pelagic sealing.

OHIO ELECTION OVER.

Though the Count Is Not Finished the Result Is Known.

Columbus, O., Nov. 6.—The contest for control of the Ohio legislature is considered ended today. Official counting in some counties will continue next week, but there has been such close watching that no material changes are expected.

The indications are that the senate will stand nineteen democrats and seventeen republicans, and the house fifty-one democrats and fifty-eight republicans. There may be several contested seats.

The only important development in the status of the new general assembly today was a decision in the Wood county case, which once more removes that county from the doubtful list to the republican column. The court instructed the election supervisors of Wood county to canvass the returns from the disputed precincts, which gives the election to Captain O. H. Morris, the republican candidate for representative. The decision had a significance which could not be expressed inasmuch as it put an end to both of the other contests on the same ground. Chairman Nash does not believe the case will be appealed by the democrats, since the law in the case is plain.

A SALOON CLOSING.

The Rigid Application of the Election Law Yesterday.

Among the interesting events of yesterday's election was the arrest of Joseph Thalheimer for keeping open his bar at the Central hotel during the progress of the election. The city ordinance provides that all saloons throughout the entire city must be closed at general and special elections, even though the latter affect only a single ward of the city. Mr. Thalheimer admitted keeping his saloon open, but insisted that under the territorial law he had a right to do so, as that law, according to his contention, only applied to the "election district or precinct of the county where an election is in progress." He further cited a provision of the city charter which states that "each ward shall constitute an election precinct for municipal elections." The court inclined to the view that the territorial law applied only to territorial and county elections, whereas in a municipal election the city could regulate saloons throughout its entire limits even though the special election occurred in a single ward. The defendant was found guilty. He declared that he would continue to keep his saloon open in spite of his arrest and conviction and in defiance of the city ordinance. Under such circumstances there was nothing left for the recorder's court to do but inflict the extreme penalty of the law, which was a fine of \$300 or imprisonment for 180 days in the city jail. Defendant took

an appeal to the district court by filing a bond for \$300, with S. J. Tribolet and Louis Melzer as sureties. The minimum fine is \$25, which would ordinarily be imposed where the defendant had inadvertently violated the ordinance.

This is a question never before raised in Phoenix and at first many lawyers were inclined to believe that Mr. Thalheimer's contention was sound. Even Judge Kibbey, the city attorney, was not sure in the beginning that saloons outside the election precinct were required to be closed. After deciding upon the meaning of the law he was doubtful of the city's power to regulate the closing of saloons. He found, however, that under "general welfare" clause the city is invested with this right.

MINING IN PERU.

Col. W. J. Cotton Receives Advice From Minister Dudley.

Col. W. J. Cotton yesterday received a letter from his former classmate, Hon. Irving B. Dudley, lately appointed minister to Peru. The letter is in reply to inquiries made by Col. Cotton regarding mining matters in Peru. Minister Dudley believes that the mining future of that country is promising, but at present the country is in many places inaccessible and the conditions are such that mining can be carried on only with the aid of a large amount of capital. There is only one great and well developed mine in the country. That is the San Domingo, which has lately been sold by Mr. Hardison, formerly of Los Angeles, for \$600,000. The mine lies in the department of Cavahega.

Speaking generally of mining conditions, Mr. Dudley writes: "Of course this field should not attract the ordinary miner, unbacked by capital, at present. When opened up it is thought to offer exceptionally good returns, and perhaps a pioneer syndicate would reap a large reward."

JOHN I. BROOKS ELECTED.

The New Republican Councilman From the Third Ward.

At the special election in the Third ward to select a successor to the late councilman, B. F. Zoekler, John I. Brooks, the republican candidate, was chosen, receiving 121 votes to 115 for James Burson, the democratic candidate. There were two scattering votes. The total vote was fifty-four less than the special registration and was eighty-two less than the vote in that ward last spring.

Notwithstanding the ward is democratic, with a majority in a full vote ranging from ten to fifty, it was evident from the opening of the polls yesterday that the candidates were running neck and neck. There was an impression from the beginning, however, that Brooks would be elected.

Both candidates are popular in their ward. Stronger men could not have been chosen for either ticket. This is the first time the Third ward has ever had a republican representative in the council.

NEW CHIEF JUSTICE STREET

His Appointment Announced Late Yesterday

The Enthusiasm with Which Word Was Received Here—Something of the Career of the Magistrate in Arizona and Elsewhere.

Judge Webster Street was yesterday appointed chief justice of the supreme court of Arizona to fill the vacancy caused by the death of the late Judge Truesdale. The announcement of Judge Street's appointment was made in Phoenix late in the afternoon. The esteem in which the new chief justice is held at home was shown in ringing cheers which went up along Washington street as the news of the appointment spread. The election board suspended business to join in the general jollification on Wall street.

Judge Street's elevation did not create a great deal of surprise, however, for his friends had been confidently predicting his appointment in the event that it was made from among the Arizona applicants. It is said President McKinley had determined last June to make Judge Street chief justice and had even made announcement to supporters of the judge that he would transmit his name. Complications arose, though, from the almost irresistible support of Judge Truesdale, who was appointed on June 26.

Judge Street's endorsements were largely local. He had the tact, if not formal, support of the bar in nearly all parts of the territory and was beside endorsed by most of the gentlemen now holding federal or territorial offices in Arizona. Upon Judge Truesdale's death these latter endorsements were regarded as the solid support of the administration.

The new chief justice is a native of Ohio. He is about 51 years of age and has lived in the territory twenty years. He first resided at Kingman, afterward at Tucson and still later at Tombstone in the early days. He came to Phoenix twelve years ago and became associated in the practice of law with Ben Goodrich and afterward with Frank Cox. The latter partnership was maintained until three years ago, when Judge Street and Attorney-General Frazier formed a partnership.

During a part of his residence in Tombstone he was judge of the county court of Cochise county. The county court held co-ordinate jurisdiction with the district court, so that many important matters were adjudicated. A suit involving certain properties of the Copper Queen and one of the most important mining cases ever brought in Arizona, was tried before him. His decision in the matter was so comprehensive and clear that the case was never appealed. Mark Smith said of him at that time that he was the ablest judge before whom he had ever practiced.

He has been a tireless political worker. He has several times permitted republican conventions in this county to nominate him for office with

out the slightest hope of overcoming a democratic majority of more than 600. He entered campaigns and fought through them with as great zeal as if he had an even chance.

Judge Street's knowledge of the law is laid upon a strong foundation. After graduating from the high school at Salem, O., where he was born, he was graduated from Antioch college. He read law and in 1871 he was admitted to the bar in Salem. After practicing there some time he moved to Pittsburg, Pa., continued in practice there two years and a half, and then came to Arizona.

JUDGE STREET'S APPOINTMENT.

Washington, Nov. 6.—(Special.)—The appointment of Judge Street as chief justice of Arizona was well received here. He was highly endorsed by prominent men from all over the country for the position. No information has been given out regarding the appointment of a United States attorney for Arizona. It is believed that it will be made soon.

ANNUAL KANSAS PICNIC.

A Pleasing Out Door Event at Tempe.

The fifth annual picnic given by former residents of the Sunflower state now living in the valley took place at the public school grounds at Tempe yesterday. About 150 persons, most of them Kansans, were present. The picnic was begun with the rendering of an excellent programme whose opening number was a song, "Kansas," by a quartette. The invocation was delivered by Rev. R. H. Hopper, after which the audience sang "America." The annual address was delivered by Captain Price, the president. The rest of the programme was made up of songs, readings and addresses, all relating to the great state whence the picnicers had come. The chief event of the day, though, was the dinner, for which these annual meetings are famous.

At a subsequent business meeting the following officers for the next year were chosen: President, Captain Price, re-elected; vice-presidents, F. O. Richmond of Phoenix, J. P. Doner of Glendale, James Johnson of Lehi; secretary, Dr. M. W. Brack of Mesa; committee on programme, F. O. Richmond, Miss Ella Taylor, Mrs. Mary Richmond and Mrs. C. H. Jones.

It was decided to hold the next meeting likewise at Tempe. The roll of membership was increased by fifty names. Among those in attendance were the two Messrs. Rich and families, Col. White and family, Rev. D. Kloss and family, Mr. Saylor and family, F. A. Hough, Mr. Davis and family, Rev. A. B. Tomlinson, Rev. R. H. Hopper, Mr. Durlay, Mr. Buck and family, Mary and Lulu Wingar, J. B. Wallaces and family, W. W. Trusler, David Wallace and family, Mrs. P. P. Daggs, Mrs. C. H. Jones, Mr. Woodmansee, L. Bruce and family, L. Norton and wife, Dr. M. W. Brack, Mr. and Mrs. Weaver, John Van Tuyl.

THE U. P. COMING OUT

Report of the Government Directors Just Submitted.

A FAVORABLE SHOWING

Of Both the Condition and Finances of the Road.

During the Last Two Fiscal Years there Has Been a Steady and Pleasing Increase of Both Gross and Surplus Earnings.

Washington, Nov. 6.—The report of the government directors of the Union Pacific Railroad company for the fiscal year just ended has been submitted to Secretary Bliss. A summary follows: "The physical condition of the road continues to show marked improvement both in the character of road beds and in the condition of the equipments. During the year 1906, 7,500 tons of new steel rails were added to the track and during the current year 170,000 tons have been purchased and are now being placed upon the road bed. The eastern portion of the Union division is being thoroughly ballasted and the property from Omaha to the neighborhood of Grand Island, 174 miles, will compare favorably with many of the first-class eastern roads.

The earnings and expenses for the Union Pacific railway proper, 1,822.29 miles, for twelve months, including June 20, 1897 and 1896, are respectively as follows: Gross earnings, \$14,944,477, for 1896, an increase of \$881,129; operating expenses, \$9,443,155; for 1897, increase, \$677,213; surplus, \$5,501,321 for 1897; increase of \$193,915; fares, \$573,640 for 1897; decrease of \$80,899; surplus earnings, \$4,927,681 for 1897, \$4,735,657 for 1896; increase of \$192,025.

CENTRAL PACIFIC AFFAIRS.

San Francisco, Nov. 6.—The Examiner will say: "News has been received at the Southern Pacific headquarters here that F. G. Danbury and J. B. Akroyd, two prominent leaders among the London stockholders of the Central Pacific, are arranging to make a trip to California within the next thirty days. Practically all of the foreign holders of Central Pacific stock have given these gentlemen authority to act for them, and their contemplated visit is considered by the railroad people as of great significance. Danbury and Akroyd are said to be in accord with the present management. The object of their trip is said to be to adjust Central Pacific finances and they are understood to favor a plan for paying their securities."

SANTA FE TRAIN HELD UP.

A Smoking and Baggage Car Burned Near Albuquerque.

Albuquerque, N. M., Nov. 6.—Passenger train No. 2 on the Santa Fe was held up, robbed and the baggage and smoking cars burned near Grant station, seventy-five miles west of here at 7:30 this evening. The amount secured and the particulars of the robbery have not yet been learned.

COOK'S INLET GOLD.

Another Vessel From the North Lades With Treasure.

Seattle, Wash., Nov. 6.—The schooner M. M. Morrill, Captain N. V. Johnson, arrived here this afternoon from Cook's Inlet, Alaska, with nine passengers and about \$20,000 in gold. Half of this is the property of United States Mercantile company and the other half is distributed between A. Williams of California, William Ellis and L. F. Arthur of Oregon, who have claims on California creek, a tributary of Twenty-Mile creek.

ENDORSE THE GAME WARDEN.

Denver, Nov. 6.—Governor Adams today received a paper which was signed by nearly every citizen in Routt county endorsing the action of Game Warden Wilcox for his course in driving the Indians out of the county who were violating the game laws. A report from Utah that the Indians are in an ugly mood and are coming back to Colorado has not been verified at the capital.

A LOVING DEMONSTRATION.

A Suitor Cuts the Throat of His Sweetheart.

Ardmore, I. T., Nov. 6.—Last night five miles northwest of this place, Charles Reinard cut the throat of his cousin, Miss May Reese, and then cut his own throat. Reinard will die. The young lady will recover. Reinard was in love with Miss Reese.

KANSAS CITY STOCK MARKET.

Kansas City, Nov. 6.—Cattle receipts, 1,000; market easy; native steers, \$3.25@4.90; native cows and heifers, \$1.25@3.95; stockers and feeders, \$2.30@4.25; bulls, \$2.25@3.50; sheep receipts, \$1.00; market firm; lambs, \$3@5.50; muttons, \$2.50@4.50.